



TFW 3626

Docket No. 4551-4001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Robert Wallach et al.

Group Art Unit: 3626

Serial No.: 09/645,020

Examiner: FRENEL, Vanel

Filed: August 23, 2000

For: INSURANCE INCENTIVE PROGRAM FOR PROMOTING THE PURCHASE OR
LEASE OF AN AUTOMOBILE

CERTIFICATE OF MAILING (37 C.F.R. §1.8(A))

Mail Stop _____
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I hereby certify that the attached:

1. Petition To Withdraw From Employment Pursuant to 37 C.F.R. § 10.40;
2. Request for Withdrawal as Attorney or Agent and Change of Correspondence Address;
3. Return Postcard

along with any paper(s) referred to as being attached or enclosed and this Certificate of Mailing are being deposited with the United States Postal Service on date shown below with sufficient postage as first-class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: January 4, 2006

By: _____

Robert K. Goethals

Registration No. 36,813

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.
3 World Financial Center
New York, NY 10281-2101
(212) 415-8700 Telephone
(212) 415-8701 Facsimile



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THE PURCHASE OR LEASE OF AN AUTOMOBILE

**PETITION TO WITHDRAW FROM EMPLOYMENT
PURSUANT TO 37 C.F.R. § 10.40**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Petition by Morgan & Finnegan, L.L.P. to withdraw from representation because applicant's assignee, Creative Innovative Associates, has failed to pay several invoices submitted by Morgan & Finnegan for services rendered and expenses incurred over a prolonged period of time.

Morgan & Finnegan has had responsibility for drafting and prosecuting several patent applications for Creative Innovators Associates, including the above-referenced application. In rendering these services, Morgan & Finnegan has incurred substantial fees and disbursement expenses that have not been paid by Creative Innovative Associates. A list of the unpaid invoices is set forth in the table below:



Invoice Number	Invoice Date	Invoice Amount
188261	08/18/04	\$9,244.02
195536	12/06/04	\$28,997.34
198249	01/24/05	\$2,429.18
201291	03/18/05	\$3,952.11
202755	04/21/05	\$3,286.62
205431	05/20/05	\$2,558.85
211475	08/19/05	\$541.72
Total Balance Due		\$51,009.84

Over the past several months, Morgan & Finnegan has made repeated requests for payment of these invoices. For example, letters were sent to Mr. Jasper Jackson of Creative Innovative Associates requesting payment of the outstanding invoices on July 8, 2005, July 29, 2005 and October 12, 2005. Individuals at Morgan & Finnegan have also made several telephone calls and left messages for Mr. Jackson. However, Mr. Jackson has not responded to any of these letters of telephone messages. Notwithstanding, Morgan & Finnegan has continued to act in this application in a manner to preserve the rights of the applicant.

Morgan & Finnegan has recently advised Mr. Jackson of its intention to withdraw as attorneys of record in this application and Mr. Jackson previously advised that he has retained another practitioner to assume responsibility for this application. Although Creative Innovative Associates has been provided with copies of all official correspondence with the Patent and Trademark Office concerning this application, a complete set of documents has been forwarded to the other practitioner retained by Mr. Jackson, with a copy of this Paper to assure compliance with 37 C.F.R. § 10.40 (a).

In view of Creative Innovative Associates' continued failure both to respond to inquiries and to make any payments towards the outstanding balance, and the notice provided to


Mr. Jackson of Morgan & Finnegan's intent to withdraw, Morgan & Finnegan respectfully requests that this petition be granted.

A Request For Withdrawal As Attorney (form PTO/SB/83 (04-05)) is enclosed herewith.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: January 3, 2005

By:


Robert K. Goethals
Registration No. 36,813

Correspondence Address:
MORGAN & FINNEGAN, L.L.P.
3 World Financial Center
New York, NY 10281-2101
(212) 415-8700 Telephone
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PTO/SB/83 (04-05)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST FOR WITHDRAWAL
AS ATTORNEY OR AGENT
AND CHANGE OF
CORRESPONDENCE ADDRESS**

Application Number	09/645,020
Filing Date	August 23, 2000
First Named Inventor	Robert Wallach, et al.
Art Unit	3626
Examiner Name	Vanel Frenel
Attorney Docket Number	4551-4001 (formerly 4090-4001)

**To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Please withdraw me as attorney or agent for the above identified patent application, and

- ☐ all the attorneys/agents of record.
- ☐ the attorneys/agents (with registration numbers) listed on the attached paper(s), or
- ☒ the attorneys/agents associated with Customer Number

NOTE: This box can only be checked when the power of attorney of record in the application is to all the practitioners associated with a customer number.

The reasons for this request are:

CORRESPONDENCE ADDRESS

1. ☐ The correspondence address is NOT affected by this withdrawal.
2. ☒ Change the correspondence address and direct all future correspondence to:

☐ The address associated with Customer Number:

OR

<input checked="" type="checkbox"/> Firm or Individual Name	Chadbourne & Parke, L.L.P.				
Address	30 Rockefeller Plaza				
City	New York	State	New York	Zip	10112-0127
Country					
Telephone	(212) 408-5100			Email	
Signature					
Name	Robert K. Goethals		Registration No.	36,813	
Date	January 3, 2006		Telephone No.	(212) 415-8700	

NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Privacy Act Statement

The **Privacy Act of 1974 (P.L. 93-579)** requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether disclosure of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (*i.e.*, GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.